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## BY E-MAIL AND FIRST CLASS MAIL

Bruce P. Beausejour, Esq.  
Verizon  
185 Franklin Street, Room 1800  
Boston, MA 02110

### **DTE Docket 01-20 – Copies of Switching Contracts Requested in ATT-VZ 3-1**

Dear Bruce:

At approximately 4:45 p.m. today I received an electronic copy of various Verizon discovery responses distributed by e-mail, including a belated response to request ATT-VZ 3-1. This discovery request states as follows:

Please provide all switch contracts, competitive bids, quotes, and correspondence that control the price of new circuit switches in Verizon's operating territories.

This request was served on May 8, 2001. Today we finally received a textual response, but still have not received copies of the switch contracts, competitive bids, quotes, and correspondence that we requested.

Verizon's answer offers to make some, but not all, of the requested documentation available for inspection at Verizon's offices, saying that the documentation is "voluminous." I understand that the contracts and related documents are large, but we need and are entitled to be provided with copies. Reviewing these contracts at Verizon's offices is not an acceptable alternative. We have already signed the relevant protective agreement. Please arrange to have copies delivered to my office, preferably on Monday.

In its written response, Verizon offers to make available selected switch contracts for the former Bell Atlantic region. This raises two additional issues.

First, with respect to the former Bell Atlantic region, it is not clear whether the specific contracts referred to in Verizon's written response constitute all responsive documents. Please confirm whether they do. If not, please provide a list of all other responsive documents for the former Bell Atlantic region, and provide me with copies.

Second, we are also entitled to obtain the documents that we have requested for the entire Verizon territory, and not just the former Bell Atlantic region. I understand, as Verizon reiterates in its written response to ATT-VZ 3-1, that "the development of the switch discount [in the

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Verizon panel testimony and cost study] was based on the former Bell Atlantic region.” However, whether it was proper for Verizon to ignore data from its switch purchases in the former GTE region may be an issue in this proceeding. We are entitled to all of the documents that we have requested, as they are directly relevant to the issues raised in Verizon’s own direct testimony and workpapers. Please provide copies and a list of all responsive documents.

To date, Verizon has had 38 days to respond to request ATT-VZ 3-1. We still do not have the requested documentation. The documentation specified in Verizon’s written response to this request is documentation that Verizon relied upon in preparing its own direct testimony, and thus I do not understand why it was not produced long ago. The remaining documentation, discussed above, is relevant to the issues in this proceeding, and Verizon has had over a month to gather it.

Please confirm that Verizon will deliver copies of all of the documentation requested in ATT-VZ 3-1, including not only the contracts referred to in Verizon’s written response but also all other documents requested in ATT-VZ 3-1. Please also confirm by when we will finally be able to obtain these documents. This documentation is relevant to key switching cost issues in this case, and without it we can neither analyze Verizon’s cost study nor prepare rebuttal testimony.

It appears that Verizon has also refused to produce documentation relevant to switch costs that we asked for in other discovery requests. We will be reviewing those responses more carefully, and follow up by separate letter if we believe that important and relevant documentation has been withheld.

Thank you.

Very truly yours,

Kenneth W. Salinger

pc: Service List (by electronic mail only)